

3370/02/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

E. A. HALLINAN ET AL.

SERIAL NUMBER: 10/646,266

FILED: 22 AUG 03

GROUP ART UNIT: 1625

EXAMINER: HECTOR M. REYES

DATE: 7 SEP 05

TITLE: CRYSTALLINE SOLID FORM OF (2S-5Z)-2-AMINO-7-(ETHANIMIDOYLAMINO)-2-METHYLHEPT-5-ENOIC ACID

I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope addressed to:

MAIL STOP PETITIONS
Commissioner for Patents,
United States Patent and Trademark Office,
Alexandria, VA 22313-1450

On 7 SEP 05

PHILIP B. POLSTER, II
Registration No. 43,864

Date: September 7, 2005

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS
Alexandria, VA 22313-1450

SIR:

PETITION TO REVIVE AND TO ACCEPT LATE PAYMENT
OF ISSUE FEE UNDER 37 CFR 1.137

Applicants hereby petition the Commissioner under 37 C.F.R. 1.137 to revive the above-identified, unintentionally abandoned application and to accept late payment of the issue and publication fees.

This application was abandoned in view of Applicant's failure to pay the issue/publication fees, which were due on May 16, 2005. Due to clerical error, the issue fee and publication fee were not paid in a timely manner. A Notice of Abandonment was mailed on August 8, 2005.

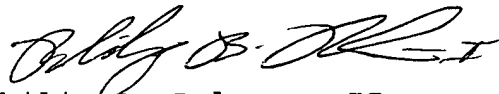
The entire delay in filing the required response until the filing of this Petition Under 37 CFR 1.137(b), was unintentional.

Included with this Petition is Part B - Fee(s) Transmittal (in duplicate), authorizing payment of the issue and publication fees, the reply sufficient to have avoided abandonment, had such payment been timely filed.

Applicants hereby authorize the Commissioner to charge any additional fees associated with this petition to Deposit Account No. 19-1025.

Early and favorable action is earnestly requested.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Philip B. Polster, II". The signature is fluid and cursive, with the first name "Philip" being the most prominent.

Philip B. Polster, II
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